1.00 P.M.

Demand for probe into Upper Indravati Project Disaster in District Kalahandi, Orissa

SHRI BASANT KUMAR DAS (Orissa): Madam Deputy Chairman, through my special mention I want to bring to the notice of the Government the Indravati project disaster which was already discussed in this august House. Madam, on 28th July, 1991, there was a big disaster in the tunnel of Indravati Dam project and the hon. Minister made a *suo motu* statement in this House. The Government of Orissa has also announced a probe into the affairs. The concerned Members of this august House raised various points on the floor of this House.

Madam, in this connection the things which were not discussed and which are pertinent that the country should know as to what is going on in that project, those things I want to bring before this House. An FIR was drawn after the inspection on 31st July, 1991, by the local Police Station Officer under section 304-A/34 IPC.

THE DEPUTY CHAIRMAN: You are referring to Indravati project disaster. Can you come in front and speak because you do not have a mike over there?

श्री मोहम्मद अफजल उर्फ मीम अफजल : (उत्तर प्रदेश) अप और माइक्स का अरेंजमेंट करा दीजिये। रत्नाकर पाण्डेय जी जैसे सब की आवाज नहीं है **(व्यवधान)**

THE DEPUTY CHAIRMAN: I think we will have to make it.

आडियो टेस्ट कर लेंगे, उस हिसाब से सीट देंगे।

SHRI BASANT KUMAR DAS: Subsequently, Madam, a case under section 304A, *prima facie* read with section 13(d)III of the Prevention of Corruption Act was registered. Madam, section 13(d)III of the Prevention of Corruption Act has a mandatory provision that a police officer not below the rank of DSP should investigate the matter. As the State Government posted a circle inspector of the crime branch organisation who was not qualified to investigate the case, he asked the authorities to post an officer of the rank of a Deputy Superintendent of above to investigate the case. The concerned authorities informed him that they did not have an officer of the rank of DSP or any other senior officer to be posted there for the time being, so he should move a petition to the SDJM for a junior officer to open up the investigation under this particular section. In the petition, to pass order to take action under section 13(d) III against the accused persons, it was pointed out:

> "At this stage, SP., C.B. is busy in important cases, S.P. (II) of C.B. has not joined, D.S.P. (1)-Sri B. C. Tripathy, OPS (I), has been promoted to the rank of additional S. P. and posted to Sambalpur district, DSP Shri B. D. Barik, OPS has been transferred to Balasore district, Shri P. K. Jena, OPS, DSP is looking after communal cases of Bhadrak. As no S.P. or D.S.P. are available immediately to take up this investigation, I may be permitted to investigate this case under section 13(d) III of the P.C. Act to speed up the investigation of the case."

But the SDJM rejected his petition stating that he was not supposed to investigate this case. After that the same officer who was not competent to prosecute the accused persons, sent them to the SDJM's court for proper action The SDJM and the higher courts had subsequently enlarged them on bail. This is the criminal part of it.

Now, Madam, I come to the next point. This project is totally financed

[Shri Basant Kumar Das]

by the World Bank as far as the power sector is concerned. Here we have raised the matter many times. Many Members have raised it but only the Minister of Water Resources has been reacting to it. The entire budget of power is in the energy sector but the energy Minister has not reacted to it and the Minister of Finance also has not reacted to this matter. So in this connection I want to say that the World Bank's construction consultant, who is directly monitoring the progress of this Upper Indravati Project, had visited the site from 16th to 22nd of October 1990 ... (*Time-bell rings*)... Madam, kindly give me some more time.

THE DEPUTY CHAIRMAN: I have given you enough time. I can't allow seven minutes on a Special Mention. It is not a debate. You make your pointed reference and let the Government take note.

SHRI BASANT KUMAR DAS: Anyway, Madam, from 16th to 22nd October 1990 the World Bank's construction consultant visited the site and submitted a report on 27th October 1990, suggesting various things. The important part of it is...

THE DEPUTY CHAIRMAN: Now please take your seat. I can't allow you anymore. If you go on reading the dates from 1990 to 1991, it will take one year. Please send the papers to the Minister concerned. You have made your point. It will be better for you. This is my advice. .

SHRI BASANT KUMAR DAS: My demand is...

THE DEPUTY CHAIRMAN: Place your demand—that is better.

SHRI BASANT KUMAR DAS: My demand is—I come to the point—that the World Bank's construction consultant has suggested, after visiting the site and after discussing with these particular officers—the Secretary, Irrigation, the Secretary, Energy, and the Development Commissioner—and the project management and suggested various remedial measures to protect the project from flood by May 1991—to construct definite works, to wrap up definite works for the prevention of entry of flood waters into the tunnel before the end of May 1991. In spite of that the State Government, the management and the NPCC could not protect it, the flood waters entered the project and great damage took place.

THE DEPUTY CHAIRMAN: Now, Mrs. Renuka Chowdhury.

SHRI BASANT KUMAR DAS: Madam, I am coming to the point now.

THE DEPUTY CHAIRMAN: No, no. Enough now... (*Interruptions*) ...Just a minute. I must remind you of one thing. Please listen to me. It is not a question of when you come to the point. I have given you nine minutes. Now I can't give you even half a minute more... (*Interruptions*)...If you can't make people understand in nine minutes, you will never be able to make them understand... (*Interruptions*)...

SHRI BASANT KUMAR DAS: Madam, only two sentences more. One is, the CBI should take up the probe and not the State Government. The other is, as senior officers of the State Governments are party to it, a Central team consisting not only of the Irrigation Department, but the Power Department and the Finance Department also should constitute the inquiry—as crores ofdollars are involved in it—to thoroughly inquire into the matter.

Thank you, Madam.

श्री मोहम्मद अफजल उर्फ मोम अफजल : महोदया, मंत्री जी आ गए हैं । यह तो बता दीजिए कि मौलाना आजाद के सिलसिले में जवाब दे रहे हैं कि नहीं ।

उपसभापति : मंत्री जी, आप आज कुछ स्टटमेंट करने वाले है ?

THE MINISTER OF STATE (INDEPENDENT CHARGE) OF THE MINISTRY OF INFORMATION AND BROADCASTING (SHRI AJIT KUMAR PANJA): Madam, with regard to the point raised by Maulana Obaidullah Khan Azmi the other day, I have made my part statement immediately thereatfer, on Mriday. Thereafter, after looking into the files... (*Interruptions*)...

THE DEPUTY CHAIRMAN: No, no, he is not making a statement. He is giving information.

SHRI AJIT KUMAR PANJA:...I found that the exact nodal agency was the Ministry of Parliamentary Affairs and, Madam, it started since December 1989 and then, 6th February 1990. So I have asked the Parliamentary Affairs Ministry to give the facts because if I make a statement so far as my Department is concerned, and thereafter if they make a statement, it won't look nice. So Government, together, wants to make a full and complete statement which will be ready—because I have held a meeting with them—in the course of tonight. So, can I make a statement tomorrow, subject to the approval of this House?

DR. RATNAKAR PANDEY (Uttar Pradesh): At what time, Madam?

THE DEPUTY CHAIRMAN: I will have to discuss this with the Parliamentary Affairs Minister.

श्री मोहम्मद अ जल उ मीम अफजल : मेरा कहना है कि अगर पार्लियामेंट्री मिनिस्टर से क्लेरिफिकेशन लेना है, तो मुझे कहना यह है कि पिछले दो या तीन दिन के अंदर इस काम को क्यों नहीं किया गया ? दूसरी बात यह है कि क्या मिनिस्टर साहब यह बतायेंगे कि इस सिलसिले में उन्होंने किसी पर रेस्पांसिबिलीटी फिक्स की है और अगर की है तो क्या एक्शन लेने के बारे में बतायेंगे वह बयान देंगे ?

†اشری محمد افضل عرف م۔ افضل:

میرا کہنا ہے کہ اگر پارلیمنٹری منسٹر سے کلیرفیکیشن لینا ہے تو مجھے کہنا یہ ہے کہ پچھلے دو یا تین دن کے اندر اس کام کو کیوں نہیں کیا گیا - دوسری بات یہ ہے کہ کیا منسٹر صاحب یہ بتائینگے کہ اس سلسلہ میں انہوں نے کسی پر ریسپونسیبلٹی فکس کی ہے اور اگر کی ہے تو کیا ایکشن لینے کے بارے میں وہ بیان دینگے -]

THE DEPUTY CHAIRMAN: One thing I must say...

SHRI GURUDAS DAS GUPTA (West Bengal): One submission, Madam. Since the Minister has made a commitment on the floor of the House that the Government would make a statement taking into consideration the opinion of the Parliamentary Affairs Ministry, there is no reason why we should drag it now.

THE DEPUTY CHAIRMAN: That is why I am not allowing it to be dragged. Now I should not allow you also.

SHRI GURUDAS DAS GUPTA: On the basis of that full-fledged statement we can seek clarifications.

THE DEPUTY CHAIRMAN: Correct. What I am sayin is that whatever action was necessary for the Minister to take, he has taken. Now he has told the House that immediately after getting the facts he would come. I will ask the Parliamentary Affairs Minister.

अब यह मामला खत्म ।

†[] Transliteration in Arabic script.

श्री मोहम्मद अफजल उर्फ मीम अफजल : मैडम, एक चीज मैं आपके इल्म में लाना चाहता हूं । मैंने भी अपने तौर पर इसमें इंक्वायरी की है और मेरे इल्म में आया है कि ... (व्यवधान)

†[شری محمد افضل عرف م- افضل :
میڈم - ایک چیز میں آپکے علم میں لانا چاہتا ہوں میں نے بھی اپنے طور پر اسمیں انکوائری کی ہے اور میرے علم میں آیا ہے کہ ... (مداخلت) ...]

डा० रत्नाकर पाण्डेय : मंत्री महोदय स्टेटमेंट कब देंगे ?

उपसभापति : मुझे मालूम नहीं । मैं पूछूंगी ।

श्री मोहम्मद अफजल उर्फ मीम अफजल : इस बात को सुन लें । मेरे इल्म में आया है कि आई० एंड बी० मिनिस्ट्री ने अपने कुछ आफिसर्स से इस सिलसिले में मालूमात की है और पार्लियामेंट्री में कुछ अफसरान, जो छोटे लेवल के अफसरान हैं, जिन पर जिम्मेदारी आयद नहीं होती है उनको इसमें फंसाने की कोशिश की जा रही है और जिस शख्स ने पूरी स्क्रिप्ट लिखी है जिसने शूटिंग ... **(व्यवधान)** उनको बचाने की कोशिश की जा रही है ।

†[شری محمد افضل عرف م- افضل :
اس بات کو سن لیں میرے علم میں آیا ہے کہ اکی ایلڈ پی منسٹری نے اپنے کچھ افیسرس سے اس سلسلے میں معلومات کی ہے اور پارلیمنٹ میں کچھ افسران جو چھوٹے لیول کے افسران ہیں جنہیں ذمہداری عاید نہیں ہوتی ہے انکو اسمیں پھسانے کی کوشش کی جا رہی ہے اور جس شخص نے پوری اسکرپٹ لکھی ہے جسنے شوٹنگ ... (مداخلت) ... انکو بچانے کی کوشش کی جا رہی ہے -]

THE DEPUTY CHAIRMAN: This is not the proper time. आप कल पूछ लीजिए, अभी नहीं ।

श्री मोहम्मद अफजल उर्फ मीम अफजल : अगर आपकी इजाजत हो, तो मैं नाम भी पढ़ देता हूं ।

†[شری محمد افضل عرف م- افضل :
اگر اپکی اجازت ہو تو میں نام بھی پڑھ دیتا ہوں -]

उपसभापति : अभी नहीं । कल मंत्री जी जब आयेंगे, उस वक्त आप जो बोलना चाहें, बोल लीजिए ।

श्री मोहम्मद अफजल उर्फ मीम अफजल : ऐसा न हो कि बेबुनियाद छोटे अफसरान को उसमें लपेटा जाए और बड़े अफसरों को छोड़ दिया जाए ।

†[شری محمد افضل عرف م- افضل :
ایسا نہ ہو کہ بےبنیاد چھوٹے افسران کو اسمیں لپیٹا جائے اور بڑے افسران کو چھوڑ دیا جائے -]

डा० रत्नाकर पाण्डेय : नहीं छोड़ा जाएगा । यह राष्ट्रीय भावना का प्रश्न है ... **(व्यवधान)**

मौलाना ओबैदुल्ला खान आजमी : (उत्तर प्रदेश) : मैडम मैं एक बात कहना चाहूंगा, मौलाना अब्दुल कलाम आजाद का मसला है, गुलाम नबी आजाद साहब मौलाना के नाम से साफ फायदा उठाते हैं, लफ्ज आजाद का, और गुलाम नबी

†[] Transliteration in Arabic script.

आजाद बन कर हिन्दुस्तान में आजाद होने की तारीख अपने नाम से लिखवाना चाहते हैं । आजाद कहलवाना और बात है और आजाद के नाम पर फ़ायदा उठाना ... (**व्यवधान**)

†[مولانا عبیداللہ خاں اعظمی : میڈم میں ایک بات کہنا چاہونگا - مولانا ابوالکلام آزاد کا مسئلہ ہے غلام نبی آزاد صاحب مولانا کے نام سے فائدہ اٹھانے ہیں لفظ آزاد کا اور وہ غلام نبی آزاد بلکر ہندوستان میں آزاد ہونے کی تاریخ اپنے نام سے لکھوانا چاہتے ہیں آزاد کہلوانا اور بات ہے اور آزاد کے نام پر فائدہ اٹھانا ....]

डा० रत्नाकर पाण्डेय : मौलाना आजाद कहां और गुलाम नबी आजाद कहां । ... (**व्यवधान**)

SHRI MADAN BHATIA (Nominated): Madam, this is highly objectionable. This is an aspersion on the individual who is not a Member of this House.

THE DEPUTY CHAIRMAN: Shri Ghulam Nabi Azad is a Member of this House.

SHRI MADAN BHATIA: He is not present.

श्री मोहम्मद अफजल उर्फ मीम अफजल : मंत्री जी किस वक्त स्टेटमेंट देंगे ... (**व्यवधान**)

†[شری محمد افضل عرف م- افضل : ملتری جی کسوقت اسٹیٹمنٹ دینگے .... (مداخلت) ....]

उपसभापति : वह कोई बुरा थोड़े ही कह रहे है, वह तो कह रहे हैं कि अच्छी बातें मौलना आजाद के नाम से करिए । यह क्या गलत की बात है ?

SHRI MADAN BHATIA: It is not right.

THE DEPUTY CHAIRMAN: Is he saying anything against him?

श्री राम नरेश यादव (उत्तर प्रदेश) : महोदया, एक बात जरूर है कि अबुल कलाम आजाद के नाम को इस सदन के सम्मानित सदस्य गुलाम नबी आजाद के साथ जोड़ना अच्छी नहीं लगता, क्योंकि .... (**व्यवधान**) इसलिए माननीय सदस्य को ..... (**व्यवधान**)

SHRI MADAN BHATIA: It should now be allowed.

THE DEPUTY CHAIRMAN: Let us not make it political, please.

मौलाना अबैदुल्ला खान आज़मी : उनकी जिम्मेदारी थी कि लफ्जे आजाद से जो पहचाने जाते है, उनको इस लफ्जे आजाद की गरिमा रखने के लिए यहां रहना चाहिए था। ... (**व्यवधान**)

مولانا عبیداللہ خاں اعظمی : انکی ذمہداری تھی کہ لفظ آزاد سے جو پہچانے جاتے ہیں انکو اس لفظ آزاد کی گریما رکھنے لیئے یہاں رہنا چاہئے تھا - .. (مداخلت) ..

डा० रत्नाकर पाण्डेय : अभी वह मिनिस्टर साहब से बात कर रहे हैं। उसके बाद वह बतायेंगे।

उपसभापति बात करके बतायेंगे । अभी आप रेणुका चौधरी को बोलने दीजिये ।

†[] Transliteration in Arabic script.

THE MINISTER OF STATE (INDEPENDENT CHARGE) OF THE MINISTRY OF INFORMATION AND BROADCASTING (SHRI AJIT KUMAR PANJA): Madam, may I make the statement at five o'clock tomorrow?

THE DEPUTY CHAIRMAN: At five o'clock tomorrow.

श्री मोहम्मद अफजल उर्फ मीम अफजल: यह तो कोई बात नहीं हुई। अभी पूरा दिन है। मंत्री जी शाम को जवाब दे सकते हैं क्या?

†[شری محمد افضل عرف م- افضل:
یہ تو کوئی بات نہیں ہوئی -
ابھی پورا دن ہے - منتری جی
شام کو جواب دے سکتے ہیں کیا-]

डा० रत्नाकर पाण्डेय: यह मिनिस्ट्री एफेयर्ज मिनिस्टर से पूछा करता चाहते हैं।

श्री मोहम्मद अफजल उर्फ मीम अफजल यह मसला सब का है। अगर आप कहते है, तो मान लेते है।

†[شری محمد افضل عرف م- افضل -
یہ مسئلہ سب کا ہے - اگر آپ کہتے
ہیں تو مان لیتے ہیں -]

THE DEPUTY CHAIRMAN: Tomorrow at five o'clock the Minister will make the statement. Now please keep quiet.

डा० रत्नाकर पाण्डेय: यह पार्टी लाईन से ऊपर हट कर बात होनी चाहिए। सारे तथ्य सामने आने चाहिएं।

मौलाना ओबैदुल्ला खान आज़मी: इसका पार्टी से कोई ताल्लुक नहीं है। हम इसको सियासी बिलकुल नहीं बनने देंगे।

इस मामले में जो भी मुजरिम हो वह माफी मांगे।

†[شری عبیداللہ خاں اعظمی :
اسکا پارٹی سے کوئی تعلق نہیں ہے
ہم اس کو سیاسی بالکل نہیں
بننے دینگے - اس معاملہ میں جو
بھی مجرم ہو وہ معافی مانگے -]

श्री सत्य प्रकाश मालवीय: आज रात को टी०वी० पर मौलाना आजाद का चित्र भी आ रहा है।

उपसभापति: वह कल आ गया है।

श्री मोहम्मद अफजल उर्फ मीम अफजल: हम शुक्रिया अदा करते हैं मंत्री जी का कि भाटिया जी ने डिमांड किया था, उसको उन्होंने पूरा किया और उसको टी०वी० पर दिखा दिया।

†[شری محمد افضل عرف م- افضل :
ہم شکریہ ادا کرتے ہیں منتری جی
کا جو بھاٹیہ جی نے فرمائش کیا تھا
اسکو انہوں نے پورا کیا اور اسکو
ٹی وی پر دکھایا دیا -]

उपसभापति: भाटिया जी आपकी तारीफ हो रही है। प्लीज, रेणुका जी बोलिए।

Atrocities on Minor Girls of a Hostel in Nizamabad District of Andhra Pradesh by Male Wardens

SHRIMATI RENUKA CHOWDHURY (Andhra Pradesh): Madam Deputy Chairman, I thank you for permitting me to speak on this subject. I wish the subject on which I am going to speak would be of as much concern to this House as the previous subject and I hope they wo-

†[] Transliteration in Arabic script.